IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 29TH MAY 2007 / 8TH JYAISHTA 1929

WP(C).No. 7726 of 2007(T)

PETITIONER:

ELDO P.JOHN, AGED 26,S/O.P.M.JOHNY,
PALAKKADAN HOUSE,THANKALAM,KOTHAMANGALAM.

BY ADV. SRI.C.T.JOSEPH
SRI.JOE POLLAYIL
SRI.ROSHIN IPE JOSEPH

RESPONDENTS:

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1. STATE OF KERALA REPRESENTED BY DISTRICT COLLECTOR,COLLECTORATE,KOCHI.

2. KERALA STATE ELECTRICITY BORAD, VYDYUTI BHAVAN,THIRUVANANTHAPURAM.

3. DY.CHIEF ENGINEER,ELECTRICAL DIVISION, PERUMBAVOOR.

4. EXECUTIVE ENGINEER,ELECTRICAL DIVISON, PERUMBAVOOR.

5. ASSISTANT ENGINEER,K.S.E.B SECTION NO.2, KOTHAMANGALAM.

R1 BY G.P. SRI.BASANT BALAJI
R2 TO 5 BY ADV. SRI.JOSE J. MATHIEAKAL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 29/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

P1: PHOTOCOPY OF THE APPLICATION FILED BY THE PETITIONER DT.13.10.2005.

P2: PHOTOCOPY OF LETTER OF R5 ADDRESSED TO THE MUNICIPAL SECRETARY, KOTHAMANGALAM MUNICIPALITY.

P3: PHOTOCOPY OF LETTER DT.14.2.2006 ISSUED BY MUNICIPAL SECRETARY TO R5.

P4: PHOTOCOPY OF ORDER DT.27.10.2006 OF THE CONSUMERS' GRIEVANCE REDRESSAL FORUM, CENTRAL REGION, ERNAKULAM.

P5: PHOTCOPY OF THE LETTER ISSUED BY R5.

P6: PHOTOCOPY OF RECEIPT DT.9.1.2007 OF R2.

P7: PHOTOCOPY OF PETITION DT.7.2.2007 FILED BY THE PETITIONER BEFORE R1.

P8: PHOTOCOPY OF PETITIONER'S LETTER DT.22.2.2007 BEARING ENDORSEMENT OF R1.

P9: PHOTOCOPY OF LETTER DT.2.3.2007 ISSUED BY R5 TO THE PETITIONER.

TRUE COPY

P.A. TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.7726 of 2007

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Dated this the 29th day of May, 2007.

JUDGMENT

Heard counsel for the petitioner and Standing Counsel for KSEB. The petitioner has requested for shifting of transformer from the present location to another place. The Consumers' Grievance Redressal Forum, Central Region, Ernakulam recommended shifting. However, Standing Counsel submitted that Vicar of the Church has claimed ownership of the property to which petitioner wants shifting and opposed shifting. Since the dispute can be settled by the ADM and since petitioner has filed representations, I direct the ADM to conduct enquiry, hear the parties and order shifting to a suitable place to avoid inconvenience to the public and property owners or by reducing inconvenience to the minimum to all concerned.

W.P. is disposed of as above.

C.N.RAMACHANDRAN NAIR
Judge

pms